IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE THIRTIETH DAY OF NOVEMBER
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION No. 25077 of 2005

Between:

Kankipadu Mandal Kerosene Hawkers Association,

(Unregistered) Rep. by its President Balamuni Reddy
..... PETITIONER

AND

The Joint Collector, Krishna District,

Machilipatnam and 2 others

.....RESPONDENTS

ORDER:

Seeking a Mandamus, declaring the action of the respondents in not considering the representation of the petitioner association dated 10.02.2005 as illegal and arbitrary, the present writ petition is filed.

Heard the learned counsel for the petitioner and the learned Government Pleader for Civil Supplies.

It is stated that the issue involved in this writ petition is squarely covered by judgment of this Court in the case of ***Kerosene Hawkers Welfare Association, Warangal Vs. District Collector, Warangal*** wherein this Court held:

> "So far as the question of reduction of quota of kerosene is concerned, the quota must necessarily depend on the availability of supply of kerosene and the number of licensees and the number of cards. So no one can claim any fixed quota as a matter of right, it is for the authorities to properly regulate the supply and distribution of kerosene. After all, the system of distribution of kerosene is primarily meant for the convenience of the public and not so much for the livelihood of the licensees. At the same time, the authorities have to see that no undue hardship is created to the licensees also and they are not deprived of their livelihood."

Following the said judgment, the Writ Petition is disposed of, directing the 1st respondent to consider the representation of the petitioner association dated 10.02.2005, in the light of the aforesaid observations and in accordance with the guidelines issued by the Government from time to time regulating the supply and distribution of kerosene to the hawkers in Krishna District, and pass appropriate orders thereon, within a period of 4 (four) weeks from the date of receipt of a copy of this order. No order as to costs.

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V.ESWARAIAH,J

Dated: 30.11.2005

Dsr